

FILED

OCT 20 2015

JULIE RICHARDS JOHNSTON, CLERK  
US DISTRICT COURT, EDNC  
BY JS DEP CLK

United States District Court  
Eastern District of North Carolina  
Western Division  
Civil Suit: 5:12-CV-00714-BO

Loushonda Myers

In Propria Persona Plaintiff/Claimant,

Vs.

CROSS- MOTION

THE STATE OF NORTH CAROLINA, et al

Defendants.

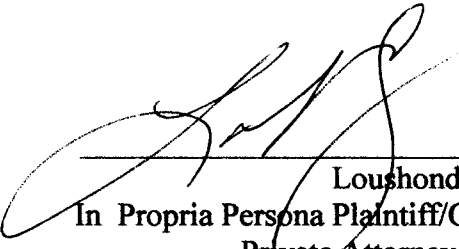
JURY TRIAL DEMANDED ON ALL ISSUES, INCLUDING FACT AND LAW

I, LouShonda Myers, am now respectfully submitting this cross motion for summary judgment against Defendants, Sheriff Steve Bizzell, Captain A.C. Fish, Detective Allen, Detective Don Pate, Detective J. Creech, Detective J. Canady, Detective A. Case, Captain D. Daughtry, Lieutenant Stewart, Lieutenant Danny Johnson, Deputy Gillis, David Hildreth, James Gerrell, and Unknown Officers/Employees of the Johnston County Sheriff's Office.

In support of this cross motion I am incorporating by reference the Memorandum, exhibits, and Affidavit filed simultaneously with this motion. The Defendants Motion for Summary Judgement is conclusory and provides no factual basis for summary judgment. There exists clear and genuine issues of fact and law; and the Defendants have failed to provide a scintilla of evidence to support their contentions. In addition, the Defendants have never rebutted my Affidavits filed in this suit; and their attorney's statements in their memorandum cannot be not sufficient for a summary judgment. (Trinsey v. Pagliaro 229 F.Supp. 647 (1964))

Therefore, I am respectfully demanding Summary Judgment in my favor and denial of the Defendants' Motion for Summary judgement.

October 17<sup>th</sup>, 2015.

  
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Loushonda Myers  
In Propria Persona Plaintiff/Claimant  
Private Attorney General  
27 Wateree Trail  
Georgetown, South Carolina 29440  
(843)527-2100  
loushondamyers@yahoo.com

#### CERTIFICATE OF SERVICE

I, Loushonda Myers, certify that a copy of the foregoing has been delivered to the Defendants by mailing a copy via USPS first class mail addressed to the Defendants as follows:

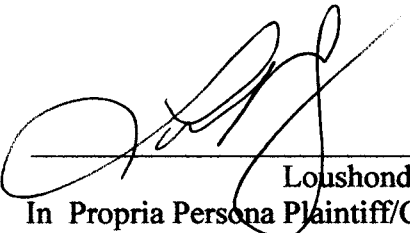
**Grant S. Mitchell and Ronnie M. Mitchell**

(Attorneys for Defendants Sheriff Steve Bizzell, Captain A.C. Fish, Detective Kritch Allen, Detective Don Pate, Detective J. Creech, Detective J. Canady, Detective A. Case, Captain D. Daughtry, Lieutenant Stewart, Lieutenant Danny Johnson, Deputy Gillis, David Hildreth, James Gerrell, and Unknown Officers/Employees of the Johnston County Sheriff's Office)

P.O. Box 2917

Fayetteville, North Carolina 28302

October 17<sup>th</sup>, 2015.

  
\_\_\_\_\_  
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